

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Paul Luoma II

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I hereby certify that this correspondence is being electronically transmitted with the USPTO Web-based electronic filing system, facsimile transmitted or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date of Deposit: August 12, 2008

/Cassie L. Brethauer/

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 Cassie L. Brethauer
**REQUEST FOR REFUND OF FEE PAID BY MISTAKE 37 C.F.R. 1.17(p)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I hereby request a refund the fee of \$180.00 under 37 C.F.R. 1.17(p) paid by mistake. This fee accompanied a Request for Continued Examination under 37 C.F.R. 1.114, which was filed on February 29, 2008. This fee of 180.00 under 37 C.F.R. 1.17(p) was not required because, under 37 C.F.R. 1.97(b)(4), no fee under 37 C.F.R. 1.17(p) is required for an information disclosure statement to be considered by the Office (U.S. Patent and Trademark Office) if the information disclosure statement is filed by the applicant before the making of a first Office action after the filing a request for continued examination under §1.114 (37 C.F.R. 1.114).

The Director is hereby authorized to credit the fee(s) to the Deposit Account No. 01-0025.

Respectfully submitted,  
John C. Russell

/David L. Weinstein, Reg. No. 28,128/

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